

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7 ANTONIO PARIS SMITH,

8 Petitioner,

9 v.

10 UNITED STATES OF AMERICA,

11 Respondent.

Case No. C19-696RSL

ORDER DIRECTING THE
UNITED STATES TO
ANSWER § 2255 PETITION

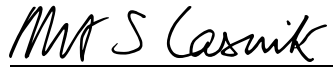
12 This matter comes before the Court on Petitioner's "Motion to Vacate, Set Aside,
13 or Correct Sentence Pursuant to § 2255" (Dkt. # 1). After a preliminary review of the
14 motion, the Court ORDERS as follows:

15 (1) Within forty-five (45) days after the filing of Petitioner's § 2255 Motion,
16 the United States shall file and serve an Answer in accordance with Rule 5 of the Rules
17 Governing Section 2255 Cases in United States District Courts. As part of its Answer,
18 the United States shall state its position as to whether an evidentiary hearing is
19 necessary, whether any discovery is necessary, whether there is any issue as to abuse or
20 delay under Rule 9, and whether Petitioner's motion is barred by the statute of
21 limitations.

22 (2) On the face of its Answer, the United States shall note this matter for the
23 fourth Friday following the filing of its Answer, and the Clerk shall note the matter on
24 the Court's docket accordingly. Petitioner may file a Reply to the Answer no later than
25 that noting date.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

DATED this 20th day of May, 2019.



Robert S. Lasnik
United States District Judge